

Ms. Marlene Dortch  
Secretary  
Federal Communications Commission  
445 12<sup>th</sup> Street, S.W.  
Washington, D.C. 20554

24 February 2003

Re: *Triennial Review Proceeding*, WCB Docket Nos. 01-338, 96-98, 98-147

Dear Ms. Dortch:

On Friday, February 21, 2003, the undersigned, on behalf of Covad Communications Company, together with Charles E. Hoffman, President and CEO, Brad M. Sonnenberg, General Counsel, and Praveen Goyal, Senior Counsel, made an *ex parte* presentation to Commissioner Kevin Martin and Dan Gonzalez, Legal Advisor, in the above-referenced proceeding. The presentation was in response to a specific question posed by Mr. Gonzalez regarding the transitional mechanisms applicable to the Commission's disposition of the linesharing UNE. In the course of the presentation, Covad also asked for clarification from the Commission in the Triennial Review Order that linesplitting was expressly preserved.

The attached memorandum reflects the content of that presentation.

Respectfully submitted,

/s/ Jason Oxman

Jason Oxman  
Vice President and  
Assistant General Counsel  
Covad Communications Company  
600 14th Street, N.W.  
Suite 750  
Washington, D.C. 20005